



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
ATTY. DOCKET NO. 71493-949

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12-0902

In re Patent Application of DAVID W. BOERTJES ET AL

Serial No. 10/029,282

Group Art Unit: 1773

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DEC 02 2002

**TC 1700**

Filed: DECEMBER 28, 2001

Examiner:

For: PROGRAMMABLE OADM WITH CHROMATIC DISPERSION, DISPERSION SLOPE AND  
AMPLITUDE RIPPLE COMPENSATION, AND METHOD

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

This Information Disclosure Statement is being filed in the manner prescribed by 37 CFR 1.97(b) - (d) to satisfy the duty under 37 CFR 1.56 to disclose to the Office information, known to individuals associated with the filing and prosecution of the subject application, which is material to the examination of the application.

In accordance with 37 CFR 1.97(g) and (h), this statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 CFR 1.56(b).

In accordance with 37 CFR 1.97(e), I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

In compliance with 37 CFR 1.98(a)(1), a list of all patents, publications or other information submitted for consideration by the Office is hereby provided by way of the attached Form PTO

1449.



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In compliance with 37 CFR 1.98(a)(2), also enclosed is a legible copy of:

- i) each United States and foreign patent;
- ii) each publication or that portion which caused it to be listed; and
- iii) all other information or that portion which caused it to be listed, excluding any copies of a United States patent application.

Under 37 CFR 1.98(a)(3) enclosed is copy of a search report indicating the relevance of the foreign language references listed therein.

It is respectfully requested that the information be expressly considered by the Examiner and that the references be made of record and appear among the "References Cited" on any patent to issue therefrom.

The Patent Office is hereby authorized to charge any deficiency, or credit any overpayment in fees to Deposit Account Number 19-2550.

Respectfully submitted,

DAVID W. BOERTJES ET AL

A handwritten signature in black ink, appearing to read "James McGraw", written over a horizontal line.

James McGraw  
Reg. No. 28,168

Dated: November 26, 2002

Encls.: Form PTO-1449  
All references listed on Form PTO-1449  
PCT Search Report

NOV 27 2002

Form PTO-1449 (M0-8-00)

Atty. Docket No. 71493-949

Serial No. 10/029,282

LIST OF PATENTS AND PUBLICATIONS  
FOR APPLICANT'S INFORMATION  
DISCLOSURE STATEMENT  
(Use several sheets if necessary)

Applicant DAVID W. BOERTJES ET AL

Filing Date DEC. 28, 2001

Group 1773

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## REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROPRIATE
	AA	6	0	4	3	9	1	4	3/28/00	COOK ET AL	359	124	
	AB	6	1	3	7	6	0	4	10/24/00	BERGANO	359	124	

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
													YES	NO
	AC	0	0	4	9	7	5	2	24/8/00	PCT	H04J	14/02		NO
	AD	0	0	5	7	5	9	0	28/9/00	PCT	H04J	14/02		
	AE	1	0	4	3	8	5	9	5/4/00	EP	H04J	14/02		
	AF	1	1	0	0	2	1	7	8/8/00	EP	H04B	10/18		
	AG	2	7	7	9	8	9	1	29/3/99	FR	H04B	10/18		NO

## OTHER ART (including Author, Title, Date, Pertinent Pages, Etc.)

	AH		Von Manfred Rocks, Ralf Th. Kersten, "Optische Multiplex-Systeme in der optischen Nachrichtentechnik" Frequenz, Vol. 36, 1982, Dez. No. 12, Berlin, Deutschland, XP-000797023, pp 319-327
EXAMINER			DATE CONSIDERED

EXAMINER:

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.